

App. F. IX-4

Previous References

1. B. 102-35,
(1, 2, 3, 4, 5, 6, 7, 8, 9, 10)

Letter References

193 &
(L. B.)

File No. 27-38

Serial Nos. 1, 2.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 2 -

Part B for Feb. 1939.

SUBJECT.

Rules framed by the Dist. Board, Shimoga,
for the conduct of business at the meetings
of the Board -

To

The President,
Dist. Bd. Shimoga (through) the D. C.
Shimoga

WD 0296-GPB-22,500-18-8-37

No. L. 6494 / L.B. 27-38-2 of 20.2.39

Says that the Dist Board is ~~not~~ itself competent
to frame such rules -

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Serial
No.

1

From the President, Dt-Board, Shimoga
No C. 325/35-36 dated 18-1-39
Requests sanction to the rules framed
by the Dt-Board for the conduct of
business at the meetings of the Board.
Kind reference is invited to the
office letter No. 2 8847/33 102-35-10
dated 28-4-1938 stating that the
Dt-Board is itself competent to frame
the rules in question. It has been decided
that Govt sanction is not necessary to
the rules.

Draft reply is submitted for approval

Rmr
13/2/39

Enc
2
13/2/39

The President, Dt Bd, Shimoga

No 2 6494 dated 20-2-39

States that the Dt Bd is itself
competent to frame the rules & sanction
of Govt is not necessary to the rules.



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2/2

No. e. 325/35-36
two only.

OFFICE OF THE PRESIDENT,
District Board & Local Education Authority,
SHIMOGA DISTRICT.

Dated, the 18th January 1939.

From

K. H. HALAPPA, Esq.,
President, District Board &
Local Education Authority, Shimoga.

To

P.H. Krishna Rao, Esq., M.A.,
Secretary to the Government of Mysore,
Local Self-Government Department,
BANGALORE.

Through

The Deputy Commissioner,
Shimoga District, Shimoga.

Sir,

Subject:- Rules framed by the District Board, Shimoga,
for the conduct of business at the meetings of
the Board.

With reference to your letter No.L.8847/L.B. 102-35-10,
dated 28th April 1938 on the above subject, I have the honour to
state that the revised rules framed in exercise of the powers
conferred by Sections 29 (1), 30 (2), 32 (1) and 34 of the Mysore
District Board Act have been approved by the Board at their
meeting held on 19th December 1938 and to request that you will
be so good as to obtain sanction of Government for the same.

A copy of the resolution of the Board and a copy of the
rules are enclosed for kind reference.

I have the honour to be,
Sir,
Your most obedient servant,

K.H. Halappa

President,
District Board, Shimoga.

No. S2.68003/88-39/Yemo.

Ques

Forwarded with Compliments

M. J. Jadhav

80/102, Deputy Commr. Shimoga

2)

Proceedings of the Second Ordinary Meeting of the District Board & Local Education Authority, Shimoga, held on Monday, the 19th December 1938, at 12-30 noon, in the District Board Office, Shimoga.

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Subject No.4. Rules framed by the District Board, Shimoga, under Section 29 (1), 30 (2), 32 (1) and 34 of the District Board Act for regulating the conduct of business at the meetings of the Board.

Resolution:- Resolved to obtain the necessary sanction of the Government.

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x

x

x

Sd/- K.H. HALAPPA,
President,
District Board, Shimoga.

"Extract"

KH Halappa

President,
District Board, Shimoga.

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SHIMOGA DISTRICT BOARD.

Under Section 29 of the District Boards Act of 1926, the following rules are framed with respect to the transac-tion of business of the District Board of Shimoga as approved by the District Board at their meeting held on 19th - December 1938:-

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I. RULES TO BE OBSERVED IN CONDUCTING THE MEETING
OF THE DISTRICT BOARD.

1. Ordinarily, the District Board Meeting may be held in the District Board Office building or any other place as may be notified from time to time, commencing at 12 noon on the date fixed and go on till 6 P.M. that day and if necessary again from 8 A.M. on the succeeding day to 11 A.M. at which hour all remaining business shall lapse.

2. The members while speaking upon any subject before the Board are to get up and address the meeting from their seats.

3. A member who has got up first to speak is generally entitled to preference over others in addressing the meeting. If a dispute arises as to who should speak of those who have got up, the presiding authority is to decide it.

4. While a proposition is being discussed, a member can speak only once unless permitted by the President.

5. The President shall preserve order and shall decide all points of order submitted for his decision by the members and all questions connected with interpretation of the Act and the rules. He shall have all powers necessary for the purpose of enforcing his decision. There shall be no discussion on any point of order and the President's decision shall be final.

6. Any member may draw the attention of the President to the violation of the order and, while doing so, all other members shall remain silent.

7. The President may, if he thinks fit, prescribe a time-limit for speeches.

8. When any proposition is under discussion, any member may move for an adjournment of the consideration of the proposition. If the President considers the motion is in order and if the motion is carried by a majority, the consideration of the proposition shall be adjourned to some other day when the matter is to be considered again from where it was left.

9. If a discussion on any motion or proposition becomes lengthy and is likely to protract, any member may move "that the question may now be put, provided he does not interrupt a speaker. Unless it appears to the President that the request is an infringement of the rights of reasonable debate the motion" "that the question be now put" shall be put forth. There shall be no debate on such motions. If such motion be carried the question shall be put accordingly.

10. All matters connected with the conduct of meetings which are not provided either in the regulation or in the rules shall be governed by general rules of the debate.

11. These rules shall be observed as far as possible at the meetings of the Committees of the Board except the rule limiting the number of times a member may speak on the same question and the rule requiring a member to stand up while speaking.

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II. INTERPELLATIONS.

1. No question shall be asked or answered at a meeting of the District Board as to any matters not connected with the District Board Administration and no question shall be asked except as to matters of fact, and the answer shall be confined to a statement of fact.

2. The member wishing to put any questions shall send them up to the President atleast 21 clear days before the date fixed for the meeting. The President may, if he thinks fit, allow a question to be asked with shorter notice and may in any case require longer notice.

3. In order that a question may be admissible it must satisfy the following conditions:-

- (a) It shall be so framed as to be merely a request for information.
- (b) It shall not be of excessive length.
- (c) It shall not contain arguments, inferences, ironical expressions, nor shall it refer to the conduct or character or any person except in his official or public capacity.
- (d) It shall not ask for expression of an opinion or the solution of an abstract legal question, or of a hypothetical proposition.
- (e) If a question contains a statement, the member asking it must make himself responsible for the accuracy of the statement.

4. The President shall decide on the admissibility of a question and may disallow any question when in his opinion it is an abuse of the right of questioning, or where in his opinion it cannot be answered consistently with the public interest and in such case the question shall not be entered in the proceedings of the Board.

5. Questions allowed by the President shall be entered in the agenda paper for the day and shall be answered if not previously withdrawn by the member putting it, provided, that the President may at his discretion on the ground of public interest answer a question on the agenda paper even though the question may have been withdrawn.

6. Any member may put a supplementary question for the purpose of further elucidating any matter of fact regarding which an answer has been given, provided, that the President shall disallow any supplementary question if in his opinion it infringes the rules as to the subject matter of questions.

Provided also that he may decline to answer a supplementary question without notice, in which case it may be put only in the form of a fresh question at a subsequent meeting of the Board.

7. No discussion shall be permitted in respect of any question or of any answer given to a question or in respect of any order of the President under Rule 4.

8. The question asked and the answers given to them shall be entered in the Proceedings of the Board.

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III. RULES AS TO THE MOVING OF RESOLUTIONS UNDER SECTION
30(2) OF THE MYSORE DISTRICT BOARD ACT.

1. A member of the District Board wishing to move a resolution shall give 21 clear days' notice in writing to the President, and such notice shall contain the resolution which he wishes to move.

Provided that the President may allow a resolution to be moved with shorter notice than 21 days and may in any case require longer notice.

2. No resolution shall be admissible which does not comply with the following conditions viz.,

(a) It shall be clearly and precisely expressed and shall raise a definite issue.

(b) It shall not contain arguments, inferences, ironical expressions or defamatory statements, nor shall it refer to the conduct or character or persons except in their official or public capacity.

3. The President shall decide on the admissibility of a Resolution and may disallow any resolution when in his opinion it contravenes the Act and the Rules.

4. A resolution which has been admitted by the President shall be entered in the list of business in the notice to be given under Section 29 (2) (b) of the Act.

5. (i) A member in whose name a resolution stands on the list of business, shall, called on either (a) move the resolution or (b) withdraw the resolution in which case he shall confine himself to a mere statement to that effect.

(ii) If the member called on to move the resolution is absent or propose to withdraw, or is unwilling to move the resolution, it shall be considered to have been withdrawn.

6. Every resolution which has been moved shall be seconded; otherwise it shall not be discussed.

7. No speech except with the permission of the President shall exceed 5 minutes duration provided that a mover of the resolution when moving the same may speak for 10 minutes.

8. After the resolution is moved and seconded; other members may speak on the resolution in such order as the President may direct, and thereafter the mover may speak once again by way of reply.

9. The discussion of a resolution shall be strictly limited to the subject of the resolution.

10. When a resolution is under discussion any member may, subject to all the conditions and restrictions relating to the Resolutions, move an amendment to such resolutions, provided, that an amendment may not be moved which has merely the effect of a negative vote.

Provided further that no amendment shall be taken into consideration by the Board unless it is seconded.

11. Every amendment proposed shall be handed in writing to the President.

12. A member who has moved a resolution or an amendment to a resolution may withdraw the same.

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13. No discussion shall be permitted on a motion for leave to withdraw a resolution except with the ~~xxxxx~~ permission of the President.

14. (i) When an amendment or amendments to any resolution are moved the President shall before taking the sense of the Board thereon state or read to the Board the terms of the original motion and of the amendment or amendments proposed.

(ii) Ordinarily, the President shall put amendments to the vote in the order in which they have been moved and lastly the original motion, if all the amendments are lost. But it shall be in his discretion in any case to put to the vote the original motion and the amendments in such order as he thinks fit.

15. When any resolution involving several points has been discussed, it shall be in the discretion of the President to divide the resolution and put each or any point separately to the vote as he may think fit.

16. When in the opinion of the President, a resolution or any amendment thereto has been sufficiently discussed, he may close the discussion by calling upon the mover to reply.

17. (i) Every subject shall be resolved in the affirmative or in the negative according to the majority of the votes.

(ii) Votes may be taken by voices or division and shall be taken by division if any member so desires.

(iii) The President shall determine the method of taking votes by division.

18. (i) The order in which the resolutions admitted by the President are to be taken up for discussion shall be settled by ballot.

(ii) The ballot paper will be sent to the members along with the notice issued under Section 29 (2) (b) and they shall be filled up and returned to the President either by post or by a special messenger so as to reach the President four clear days before the meeting.

(iii) On the termination of the meeting all pending notices of resolutions shall lapse and fresh notice must be given for the ~~xx~~ next meeting.

G E N E R A L.

1. In these rules "President" includes the person for the time being in charge of the Office of the President or the Member who presides at the meeting.

2. "Clear days" means exclusive of the day on which the questions, the resolutions or the ballot paper are received in the District Board Office.

3. The order of Business at meetings will ordinarily be as follows:-

- (i) Interpellations.
- (ii) Government Departments' business.
- (iii) Committees' Proceedings.
- (iv) Boards business.
- (v) Resolutions.



President,
16/12 District Board, Shimoga.

SUBJECT

Section 8B

File No. 27-38

Serial No. 2

Diary No. of letter replied to.....

No. 26494

To

The President, D.Bd, Shrinagar
through the D.C.

General and Revenue Secretariat

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the 193

Date of issue..... 20.2.39

Signed by..... Mr. M. H.

Sir,

With reference to your letter No. E 325/35-36 dated 18-1-1939 requesting sanction to the ~~evolution~~ of the rules framed by the D.Bd for the conduct of business at the meetings of the Board, I am directed to invite reference to this office letter No. 2.8847/202-35-10 dated 28-4-38 stating that the D.Bd is itself competent to frame the rules and to state that

List of enclosures.....

Copied by

Examined by.....

as already intimated to you,

Sanction of Govt is not necessary
to the proposed rules.

I have etc

²/_{16/21}

J. Day & Co

Rm for